IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 10TH DECEMBER 2007 / 19TH AGRAHAYANA 1929

WP(C).No. 35663 of 2007(U)

PETITIONER:

M.V. UMESHAN ,S/O. KRISHANAN,
AGED 47 YEARS,PROPRITER, SAGAR ICE FACTORY,
DURGA ROAD, KOYILANDY P.O.,KOZHIKODE.

BY ADV. SRI.P.R.SREEJITH

RESPONDENTS:

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1. THE ASSISTANT ENGINEER,
ELECTRICAL SECTION,KSEB
KOYILANDY SOUTH, CHEMANCHERRY
KOZHIKODE.

2. THE ASSISTANT ENGINEER,
ANTI-POWER THEFT SQUAD, K.S.E.BOARD
KALPETTA.

BY SHRI.P.P.THAJUDEEN, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 35663 of 2007

Dated, this the 10th day of December, 2007

J U D G M E N T

Since petitioner has right of appeal against Ext.P2 bill raised after inspection by Anti Power Theft Squad and since the additional bill is on account of the findings that one phase of the meter is not working, this writ petition is disposed of leaving freedom to the petitioner to file appeal against Ext.P2 bill. Since time for filing of appeal is over, petitioner is granted one month's time from today to file appeal against Ext.P2 bill before the Deputy Chief Engineer. There will be stay against disconnection of electricity supply for a period of three months on petitioner remitting Rs.25,000/- out of the disputed bill within a period of three weeks from today. If petitioner files appeal after payment as above, there will be direction to the appellate authority to dispose of the appeal, so filed, within a period of one month from the date of receipt of appeal. Recovery of balance amount and disconnection of supply after three months will be based on orders in appeal.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg